

AKERMAN LLP

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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 NATHANIEL J. FRIEDMAN,

12 Plaintiff,

13 v.
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15 U.S. BANK NATIONAL
16 ASSOCIATION; BANK OF AMERICA,
17 N.A.; NATIONSTAR MORTGAGE,
18 LLC, a Delaware Limited Liability
19 Company; VERIPRISE PROCESSING
SOLUTIONS, LLC, a Delaware Limited
Liability Company; AZTEC
FORECLOSURE CORPORATION; and
DOES 1 through 10, inclusive,

20 Defendants.
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Case No. 2:16-cv-02265-CAS-FFM

(Hon. Christina A. Snyder)

**[PROPOSED] ORDER GRANTING
MOTION TO SET ASIDE
DEFAULT**

Date: January 9, 2017
Time: 10:00 a.m.
Courtroom: 5

Documents Concurrently Filed:
1. Notice of Motion and Motion
2. Declaration of Parisa Jassim in
Support of Motion

Complaint filed: April 1, 2016
FAC filed: June 20, 2016
SAC filed: September 26, 2016
Trial: None

1 The motion by defendant Veriprise Processing Solutions, LLC (**Veriprise** or
2 **defendant**) to set aside the default entered against it came on regularly for hearing
3 upon notice on January 9, 2017 in Courtroom 8D of the above-entitled Court located
4 at 350 W. 1st Street, Los Angeles, California 90012.

5 The Court, having reviewed and considered all papers in support of an in
6 opposition to defendant's motion ORDERS as follows:

7 1. The Court GRANTS defendant's motion to set aside the default entered
8 against Veriprise pursuant to Federal Rule of Civil Procedure 55(c).

9 3. The Court ORDERS Veriprise to file and serve a response to plaintiff
10 Nathaniel J. Friedman's (**plaintiff**) second amended complaint (**SAC**) within
11 _____ days of this order.

12 **IT IS SO ORDERED.**

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14 Dated: _____ By: _____
15 Honorable Christina A. Snyder
16 U.S. District Court Judge
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PROOF OF SERVICE

I am employed in the City and County of Los Angeles, California. I am over the age of 18 and not a party to the within action. My business address is 725 South Figueroa Street, 38th Floor, Los Angeles, California 90017.

On **December 5, 2016**, I served the following documents

[PROPOSED] ORDER GRANTING MOTION TO SET ASIDE DEFAULT

on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

VIA OVERNIGHT MAIL

Nathaniel J. Friedman, Esq.
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NATHANIEL J. FRIEDMAN

VIA ECF SERVICE

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**AZTEC FORECLOSURE
CORPORATION**

☒ (OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained by Federal Express, an express service carrier, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document in sealed envelopes or packages designated by the express service carrier, addressed as stated above, with fees for overnight delivery paid or provided for.

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1 ☒ (CM/ECF ELECTRONIC FILING) I caused the above document(s) to be
2 transmitted to the office(s) of the addressee(s) listed above by electronic mail at
3 the e-mail address(es) set forth above pursuant to Fed.R.Civ.P.5(d)(1). "A Notice
4 of Electronic Filing (NEF) is generated automatically by the ECF system upon
5 completion of an electronic filing. The NEF, when e-mailed to the e-mail address
6 of record in the case, shall constitute the proof of service as required by
7 Fed.R.Civ.P.5(d)(1). A copy of the NEF shall be attached to any document
8 served in the traditional manner upon any party appearing pro se."

9 ☐ (State) I declare under penalty of perjury under the laws of the State of California
10 that the above is true and correct.

11 ☒ (Federal) I declare that I am employed in the office of a member of the Bar of this
12 Court at whose direction the service was made. I declare under penalty of
13 perjury under the laws of the United States of America that the above is
14 true and correct.

15 Executed on December 5, 2016, at Los Angeles, California.

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Helen E. Serrano
(Type or print name)


(Signature)

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